19 40

Department of

OFFICE

STATION

No. 1329

Dated 20 · 5 40

es in the file

(SUBJECT.)

Ref.B3-7367-39. South Kanara Collector's Office,

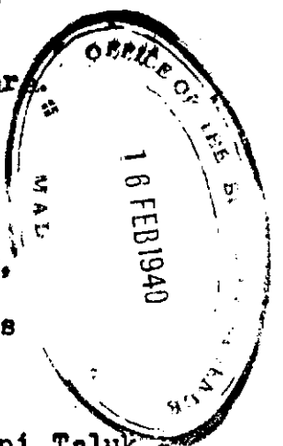
Mangalore, dated 13 - 2 - 1940.

E 1116

From

A. C. Woodhouse, Esquire, C.I.E.,

Collector of South Kanara.



To

The Secretary to the Board,

Land Revenue and Irrigation,

M a d r a s

Sir,

Alienation - Land and Revenue - Udipi Taluk - Mudanidambur village - S.No. 129-1B (0.15 acres) -Playground and urinal for Municipal school - resumption and re-alienation for school, garden, urinal and playground -proposal.

S.No. 129/1B of Mudanidambur village, Udipi Taluk measuring 0.15 acres was alienated in favour of the Municipal Council, Udipi, for a playground and urinal attached to the Municipal school, in B.P. Mis. 372 dated 3-2-38. A urinal has been built in the south-western corner of the plot on an extent of ½ cent.

2. The Commissioner, Udipi Municipal Council now reports that the school building existing in S.No.129/5 is insufficient to accommodate the increasing strength of the school and that the Council has sanctioned an estimate for the extension of the building. He requests that the plot alienated for a playground and urinal may be formally resumed to Government and re-alienated in favour of the Municipal Council for the purposes of school. playground, garden and urinal.

and alienation statements are enclosed.

[signature]
For Collector.

14.2.40

Extract from the proceedings of the meeting of the Municipal Council, Udipi, held on 18.10.1939.

*****

xx xx xx

13. Read N.Dis.6731/39, dated 29.9.39 of the Collector of South Kanara requesting to send a fresh proposal for re-alienation of plot S.No.129/1B of Mudanidambur village with a resolution of the Municipal Council specifying clearly the extent of land required for the purposes of school, garden, playground ar urinal.

Read also Municipal Council Resolution No.16, dated 20.9.1939.

Read also draft resolution.--

The Municipal Council, Udipi agrees to abide by the conditions mentioned in the Collector's Standing Order No. 14/1936 under appendix C for the alienation of land in respect of S.No.129/1B measuring 15 cents of Mudanidambur village in the Udipi Taluk.

"2. The land comprised in S.No.129/1B of Mudanidambur village measuring 15 cents in extent shall be used for the purposes of the school, school garden, urinal and playground, attached to the school. 5.25 cents shall be used for the scho building, 4.0 cents for the garden, 0.5 cents for the urinal and the remaining extent of 5.25 cents for the playground.

"3. There is a urinal at present on the site and the school building shall be constructed and the school garden and playgrounbd laid out within two years from the date of grant.

"4. There is no tree growth on the site".

'Draft resolution approved.'

xx xx xx

Sd/- L.S. Nayak,
Presiding Councillor

Extract from the proceedings of the meeting of the Municipal Council, Udipi, held on 20.9.39.

16. Read N.Dis.5977/39, dated 31.8.39 of the Collector of South Kanara requesting to be informed whether the Council is agreeing to the resumption by Government of the plot S.No. 129/1B of Mudanidambur village without claiming any compensation.

"Council agrees to the resumption of S.No.129/1B of Mudanidambur village of Udipi Taluk by Government without any compensation".

Extract from the proceedings of the meeting of the Municipal Council, Udipi, held on 18.10.1939.

*****

xx xx xx

13. Read R.Dis.6731/39, dated 29.9.39 of the Collector of South Kanara requesting to send a fresh proposal for re-alienation of plot S.No.129/1B of Mudanidambur village with a resolution of the Municipal Council specifying clearly the extent of land required for the purposes of school, garden, playground and urinal.

Read also Municipal Council Resolution No.16, dated 20.9.1939.

Read also draft resolution.--

The Municipal Council, Udipi agrees to abide by the conditions mentioned in the Collector's Standing Order No. 14/1936 under appendix C for the alienation of land in respect of S.No.129/1B measuring 15 cents of Mudanidambur village in the Udipi Taluk.

"2. The land comprised in S.No.129/1B of Mudanidambur village measuring 15 cents in extent shall be used for the purposes of the school, school garden, urinal and playground, attached to the school. 5.25 cents shall be used for the school building, 4.0 cents for the garden, 0.5 cents for the urinal and the remaining extent of 5.25 cents for the playground.

"3. There is a urinal at present on the site and the school building shall be constructed and the school garden and playground laid out within two years from the date of grant.

"4. There is no tree growth on the site".

*****

'Draft resolution approved.'

xx xx xx

Sd/- L.S. Nayak,
Presiding Councillor.

Extract from the proceedings of the meeting of the Municipal Council, Udipi, held on 20.9.39.

5. Read N.Dis.5977/39, dated 31.8.39 of the Collector of South Kanara requesting to be informed whether the Council is agreeing to the resumption by Government of the plot S.No. 129/1B of Mudanidambur village without claiming any compensation.

"Council agrees to the resumption of S.No.129/1B of Mudanidambur village of Udipi Taluk by Government without any compensation".

Application for the alienation of land in which the proprietary right belongs to the State.

(Standing Order No.24 Paragraph 9)

District - South Kanara.

1. Description and area	..	S.No. 129-1B measuring 0.15 acr in Mudanidambur village, Udipi Taluk.
2. Market value	..	Rs. 450-0-0 at Rs. 3000/- per acr
3. Alienee and purpose of alienation.	..	The Udipi Municipal Council. 5.25 cents for school. 5.25 cents for playground. 4.00 cents for garden. 0.50 cent for urinal attached to the Udipi Municipal school.
4. Collector's remarks.	..	Recommended.

South Kanara Collector's office,
Mangalore, dated 13 - 2 - 1940.

For Collector.

13/2/40

Application for the alienation of land in which the proprietary right belongs to the State.

(Standing Order No.24 Paragraph 9)

District - South Kanara.

---

1. Description and area	..	S.No. 129-1B measuring 0.15 a in Mudanidambur village, Udip Taluk.
2. Market value	..	Rs. 450-0-0 at Rs. 3000/- per a
3. Alienee and purpose of alienation.	..	The Udipi Municipal Council. 5.25 cents for school. 5.25 cents for playground. 4.00 cents for garden. 0.50 cent for urinal attache to the Udipi Municipal school.
4. Collector's remarks.	..	Recommended.

South Kanara Collector's office,
Mangalore, dated 13 - 2 - 1940.

For Collector.

14.2.40

Application for the alienation of Land Revenue payable to Government.

(Standing Order No.24, paragraph 17).

District - South Kanara.

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1. Description and area	..	S.No. 129-1B measuring 0.15 acre in Mudanidambur village, Udipi Taluk.
2. (a) Annual ground rent	..	Rs. 1-11-0 at Rs. 11-4-0 per acre.
(b) Capitalised value (25 times assessment or ground-rent)		Rs. 42-3-0.
3. Alienees and purpose of alienation.	..	The Udipi Municipal Council. 5.25 cents for school, 5.25 cents for playground, 4 cents for the garden and 0.50 cent for the urinal attached to the Udipi Municipal school.
4. Collector's remarks	..	Recommended.

South Kanara Collector's office,
Mangalore, dated 13 - 2 - 1940.

For Collector.

14.2.40.

Application for the alienation of Land Revenue payable to Government.

(Standing Order No.24, paragraph 17).

District - South Kanara.

---

1. Description and area	..	S.No. 129-1B measuring 0.15 acre in Mudanidambur village, Udipi Taluk.
2. (a) Annual ground rent	..	Rs. 1-11-0 at Rs. 11-4-0 per acre.
(b) Capitalised value(25 times assessment or ground-rent)		Rs. 42-3-0.
3. Alienee and purpose of alienation.	..	The Udipi Municipal Council. 5.25 cents for school, 5.25 cents for playground, 4 cents for the garden and 0.50 cent for the urinal attached to the Udipi Municipal school.
4. Collector's remarks	..	Recommended.

South Kenara Collector's office,
Mangalore, dated 13 - 2 - 1940.

For Collector.

14.2.40

APPENDIX.

Particulars of land.

Taluk: Udipi.
Village: Mudanidambur.
S.No. 129-1B
0-15 acres.
G.R. 1-11-0.

The land shall be used for the purposes of school, playground garden and urinal and for no other purpose. 5.25 cents shall be used for the school, 5.25 cents for the play ground, 4 cents for the garden and 0.50 cent for the urinal.

2. The building as specified in the margin shall be constructed and the play ground and garden laid out within two years from the date of grant. No other buildings shall be erected on the land without the previous permission of the Collector. No building shall be constructed on the land set apart for the play ground and garden and no other building shall be constructed on the land set apart for the school without the previous permission of the Collector.

Particulars of buildings.
Urinal 15½ ft.x 8 ft.

3. The grantee shall maintain the building already existing on the plot as well as the one to be yet constructed in accordance with condition 2, in good condition. Such repairs as the Collector may consider necessary from time to time shall be executed by the grantee within such time as the Collector may fix and to his satisfaction. In the event of default, the repairs shall be carried out by the Collector and the cost thereof recovered from the grantee.

4. The school shall be open to members of all classes including the scheduled classes.

5. The Government may resume the land wholly or in part with any buildings thereon in the event of infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee. If there are buildings on the land the Government may direct the grantee to remove them.

6. The Government may resume the land wholly or in part with any buildings thereon. if in the opinio Government the land is required for a public purpose or for conducting mining operations.

7. In the event of resumption or acquisition of the

there are buildings on the land, the Government may at their option either

(a) purchase the buildings,

(b) direct the grantee to remove the buildings.

9. In the event of the resumption of the land followed

the land revenue shall be payable from the date of infringement.

13. The market value of the land shall be collected if at any time it is found that the alienee derives a substantial income from it.

14. The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Govefnment shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

15. The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

16. The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with.

17. In the event of the infringement of, or failure to observe any of the conditions (1) to(16), the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alienee shall not be entitled to any compensation whatever.

For Collector.

14.2.40

APPENDIX.

Particulars of land.

Taluk: Udipi.
Village: Mudanidambur.
S.No. 129-1B
0-15 acres.
G.R. 1-11-0.

The land shall be used for the purposes of school, playground garden and urinal and for no other purpose. 5.25 cents shall be used for the school, 5.25 cents for the play ground, 4 cents for the garden and 0.50 cent for the urinal.

2. The building as specified in the margin shall be constructed and the play ground and garden laid out within two years from the date of grant. No other buildings shall be erected on the land without the previous permission of the Collector. No building shall be constructed on the land set apart for the play ground and garden and no other building shall be constructed on the land set apart for the school without the previous permission of the Collector.

rticulars of buildings.
Urinal 15½ ft. x 8 ft.

3. The grantee shall maintain the building already existing on the plot as well as the one to be yet constructed in accordance with condition 2, in good condition. Such repairs as the Collector may consider necessary from time to time shall be executed by the grantee within such time as the Collector may fix and to his satisfaction. In the event of default, the repairs shall be carried out by the Collector and the cost thereof recovered from the grantee.

4. The school shall be open to members of all classes including the scheduled classes.

5. The Government may resume the land wholly or in part with any buildings thereon in the event of infringement of any of the conditions of the grant. In the event of such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee. If there are buildings on the land, the Government may direct the grantee to remove them.

6. The Government may resume the land wholly or in part with any buildings thereon if in the opinion of the Government the land is required for a public purpose or for conducting mining operations.

In the event of resumption or acquisition of the plot for any reason, no compensation shall be payable for any buildings erected without permission.

In the event of resumption under condition 5 if there are buildings on the land, the Government may at their

"(a) purchase the buildings,

(b) direct the grantee to remove the buildings."

9. In the event of the resumption of the land followed by the purchase of the buildings under condition 7 or in the event of the acquisition of the land for any reason the compensation payable for buildings or other improvements shall in no case exceed the initial cost or the value at the time of resumption or acquisition whichever may be less, or any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant. Any grants which may be made by Government towards the cost of any buildings shall be deducted.

the land revenue shall be payable from the date of infringement.

13. The market value of the land shall be collected if at any time it is found that the alienee derives a substantial income from it.

14. The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

15. The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

16. The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with.

17. In the event of the infringement of, or failure to observe any of the conditions (1) to(16), the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alienee shall not be entitled to any compensation whatever.

For Collector.

District - South Kanara
Taluk - Udipi
Field No. 129
Village
Road
Post Office - Santhekatte
125
126
127
128
129
130
131
(1)
(1A)
(1B)
(2)
(3)
(4)
(5)
(6)
(7)
(8)
(9)
(10)
(11)
323
292
130/3
290
80
25
139
114
142
120
147
69
68
17
371
224
232
312
148
45
144
235
241
106
122
127
107
206
25
135
85
50
149
77
352
362
271
44
91
169
171
90
Ingress
Egress
Playground
Garden
Land
Road

S.V.R.)

Alienation - Land Revenue -
(Sinhala Kanara) Addl. -
Mudanidamburu village - S.No.
129/1B - School ground, burial
& playground - Municipal
Council, Addl. Exemption
& realienation.

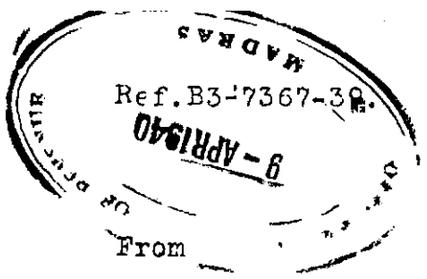
Ch. of Kanara, Ref/B3.2367/21

Ref. No. E.1116/40 1.91 340

The Collector is
requested to obtain the consent
of the Municipal Council, Udupi
to the following additional conditio
" The Govt. may resume the
land wholly or in part without
any liability to pay, any compensa
for the structures if any

[illegible]
8-2-40

E 2076



From

South Kanara Collector's Office,
Mangalore, dated 5 - 4 - 1940.

Sri Rao Bahadur V. Ponnuswami Pillai,
Collector of South Kanara.

To

The Secretary to the Board,
Land Revenue and Irrigation,
Madras.

Sir,

Alienation - Land and Revenue - Udipi Taluk - Udanidambur village - Playground &c. Further condition - agreed by the Council -reported.

Proceedings Ref. E.No. 1116/40-1 dated 1-3-40 of the Board of Revenue.

The Commissioner, Udipi Municipality has sent a copy of resolution of the Council agreeing to the condition proposed in Board's Proceedings quoted above. A copy of the resolution is enclosed.

For Collector.

Extract from the Proceedings of the meeting of the Municipal Council held on 30-3-1940.

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14. Read Ref.No. 7367-39-B3 dated 11-3-40 of the Collector of South Kanara forwarding a copy of the proceedings Ref.E.No.1116-40-1 dated 1-3-40 of the Board of Revenue, Madras requesting to be informed if the Council is prepared to abide by the further condition in respect of the alienation of plot S.No. 199-1B of Mudanidambur village for the purposes of a school, garden, urinal and playground.

Read also Municipal Council resolution No.13 dated 18-10-39.

Agrees to the following condition:-

"The Government may resume the land wholly or in part therein with any buildings if the recognition of the school is withdrawn".

xx xx xx

Sd/- A. Laxminarayana Rao,
Chairman, M.C.

(True Extract)

Sd/- x x x
Commissioner.

(True copy)

For Collector.

S.U 10

Alienation- Land- Revenue- ~~Buildings~~

(S.Kamara) - Udipi Taluk ✓

Mudaridambur Village/Town - S.No. 129/1B- playground and urinal - Municipal council Udipi - ~~Search~~ Resumption and Recommended/sanctioned Relaxation - for school purposes sanctioned

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plg F 1116-40 9

Ckk 20/5/40 ~~Reference~~ Resolution No V329 20/5/40

5/ 25/5

~~At the instance of the Collector of~~

The Board recommends/sanctions the ~~alienation~~ resumption of the plot of land comprised in S. No. 129/1B of Mudaridambur Village Udipi taluk measuring Ac. 0.15, which was alienated in favour of the Municipal Council, Udipi for use as the site of a play ground and latrine and sanctions ~~the~~ relaxation of ~~the~~ conditions in favour of the Council for school purposes. ✓ school, playground garden and latrine.

2. The alienation will be free of charge for the occupancy right and free of assessment but subject to ~~ground rent~~ ~~assessment which will be liable to revision and subject to the payment of~~ being the value of the trees ~~standing on the land but subject also to~~ the following conditions to which the alienee has agreed.

(1) The land shall be used as the site of a school, play ground, garden and cattle and for no other purpose.

(2) The building shall be constructed, the garden and playground formed within two years from the date of the grant.

(3) No other building shall be constructed on the land without the previous permission of the Collector of the district. ~~set apart for the school and no building shall be constructed~~ on the land so apart, the playground, garden

(4) The market value of the land shall be assessed if at any time any substantial income is derived from the land.

(5) The school shall be open to ~~the people of all~~ castes and communities.

(6) The grantee shall maintain the building in good condition. Such repairs which in the opinion of the Coll. are considered necessary from time to time shall be executed ~~on the land~~ by the grantee within such time as the Coll. may fix and to his satisfaction

In the ~~event~~ of default, the repairs shall be carried out by the Coll. and the cost thereof recovered from the grantee

(7) The Government may resume the land wholly or in part with any buildings thereon, in the event of the infringement of any pf the conditions of the grant, or by the recognition of the School Scholarship as such resumption no compensation shall be payable for any improvements that may have been effected or other works that may have been executed on the land by the grantee (~~and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant~~). If there are buildings on the land, the Government may direct the grantee to remove them.

(8) The Government may resume the land wholly or in part with any buildings thereon if in the opinion of the Government the land is required for a public purpose, or for conducting mining operations. (~~In the event of such resumption~~ or in the event of the acquisition of the land for any reasons, the compensation payable for ~~the~~ land and trees ~~shall in no case exceed the amount paid for them by the grantee or their value at the time of resumption or acquisition whichever may be less~~.

(9) In the event of resumption under condition (8) if there are buildings on the land the Government met at their option either,

(a) purchase the buildings
(b) direct the grantee to remove the buildings.

(10) In the event of the resumption of the land followed by the purchase of the buildings under condition (9) or in the event of the acquisition of the land for any reason the compensation payable for buildings or other improvements shall in no case exceed (~~the amount paid for them by the grantee~~ at the time of alienation or their value at the time of resumption or acquisition, whichever may be less together with) the

the initial cost or the value at the time of resumption or acquisition, whichever may be less, of any buildings erected or other improvements effected on the land by the grantee in accordance with the terms of the grant, but in no circumstances shall any compensation be paid by the Government in respect of buildings constructed in contravention or condition (3). An amount of any grant made by the Govt. towards the construction of any building shall be deducted from the compensation payable under this condition.

(11) In the event of the grantee refusing to remove the buildings when so directed under condition (7) or (9) (8a) the Government may remove them and realise the cost of removal by the sale of the materials.

(12) In the event of the voluntary relinquishment of the land by the grantee no compensation shall be payable for any improvements that may have been effected or for works that may have been executed on the land by the grantee ~~and the grantee shall not be entitled to the repayment of any amount that may have been paid to the Government for the grant.~~

(13) Full land revenue shall be levied if at any time any net income is derived from the land or if any of the conditions of the alienation are infringed. In the latter case, the land revenue shall be levied from the date of the infringement.

8R/AG
27/2

3. The alienation will be free of charge for the occupancy right and free of assessment ~~ground rent~~ but subject to assessment which will be liable to revision and subject to the payment of Rs. being the value of the trees standing on the land and subject also to the following conditions to which the alienee has agreed:-

(1) The land shall be used as the site of

and for no other

14) The Government reserve to themselves the right to all sandalwood trees and their branches and roots which exist at the time of alienation as well as those which may grow subsequently on the land and the Government shall be at liberty to cut or dig out any such trees or their roots and branches and remove them from the land and dispose of them at their pleasure. The alienee shall not be entitled to cut or remove them or cause them to be cut or removed without the permission of the Collector of the district.

15) The alienee shall take all reasonable measures to the satisfaction of the Collector of the district for the protection of the sandalwood trees from theft or damage and for the careful protection of the immature trees growing on the land.

16) The alienee shall take steps to see that the marks made by the officers of the Government on the sandalwood trees are preserved and are not tampered with, and

17) In the event of the infringement of, or failure to observe, any of the conditions (15), to (16), the alienee shall pay to the Government such compensation as is determined by the Collector of the district for any loss or damage caused by such infringement or failure on his part. The Government shall also be at liberty to resume the land and re-enter on it and the whole land shall thereupon vest absolutely in the Government. In that case the alinee shall not be entitled to any compensation whatever.

8/16/5

DISPATCHED 23 MAY 1940

To The Conr. of Kanara

with stitches — ++ p25y

Note file.

M2

As (62)

Alienation - Land Rev - (South Kanara)

Udipi taluk - Mudanidambur Vge - S. No. 129/1B - Playground and urinal - Municipal council Udipi

Resumption and alienation.

pp 1-2 of

E 1116.40 [Collr. of S. Kanara - 7367.39 & 13.2.40]

p 39 of

E 2076.40 [do do do 5.9.40]

Sketch at p 23 of.

pp 19-25 (L)

In B.P. Mis 372 dated 3.2.38 an extent of 15 cents subdivided as S. No. 129/1B of Mudanidambur Vge, Udipi taluk, was alienated in favour of the municipal council, Udipi, for a playground and latrine for the school in S. No. 129/5. The

p 1 of

municipal council has constructed a latrine on ~~half~~ ½ cent. As the existing school building in S. No. 129/5 is found insufficient to accommodate the increasing strength of the school, the Collr. at the instance of the municipal council, recommends that the grant originally made may be resumed and alienated for the purposes of school, playground, garden and with latrine. The Collr. reports that the extension to the school building is an immediate necessity.

the chief change is building the school

The municipal council has agreed to

p 3 of

the resumption of the land. No compensation has to be paid in the event of resumption, as the land will be alienated once again. The Board (Single Member)

Appd.

may sanction the resumption of the land under ~~sec~~

the Municipal council has agreed to abide by the conditions of alienation in respect of the realisable ~~of the sale for school~~ purposes / one quarter value of the land is Rs. 450/- the cap[d] value of land realised

sanction the alienation for ½ land value and ½ land realised

B - case may be approved

29.4.

This will facilitate the construction of fresh quarters including those relating to sandalwood sheds which may grow [illegible] very.

CB
5.5.40

~~Dated~~

Single member

~~Full Board~~.

IV 1329

20 5 40

I.A.	A.D.S. and L.R.	Assistant Secretary			Jt. Secy.	Secy.	M-4	M-3	M-2	M-1
		Land Rev.	Settle-ment	Sep Rev.					✓	

1. Open file seen by ✓

2. Final draft seen by

3. Now circulated to

4. Initials.

Passed for record.

Secretary.

Joint Secretary.

~~A.S. (C.W.)~~ ✓ 16

A.S. (L.R.). ✓ 8/11.6

~~A.S. (Sett.)~~

A.S. (Excise). 10/6

A.D.S. & L.R.

I.A.

Note:- Entries not required to be scored